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INTELLECTUAL PROPERTY LAW

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March 8, 2006

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Director, U.S. Patent & Trademark Office  
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Attn: Mr. Brian Glessner, SPE  
Group Art Unit 3676  
P.O. Box 1450  
Alexandria, VA 22313-1450

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Re: **U.S. Patent Application for:**  
**ELECTROMECHANICAL CYLINDER PLUG**  
**Richard G. Hyatt, Jr.**  
Serial No.: 08/720,070  
**Our Ref.: P53821C**

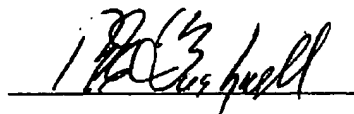
Dear Mr. Glessner:

Enclosed is a Fifth Appeal Brief in response to the *Notification of Non-Compliant Appeal Brief*, Paper No. 08042005 issued on 5 August 2005 and further response to the *Notification of Non-Compliant Appeal Brief*, Paper No. 03162005 issued on 17 March 2005 for the above-referenced application we have discussed over the telephone today.

We await your instructions.

With best regards.

Respectfully submitted,



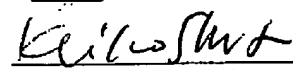
Robert E. Bushnell

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I hereby certify that, on March 8, 2006, this correspondence is being facsimile transmitted to the U.S. Patent & Trademark Office. (Facsimile No. 571-273-8300)

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Robert E. Bushnell  
Reg. No. 27,774

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Approved for use through 8/30/2000. OMB 0661-0032  
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<h1 style="text-align: center;">FEE TRANSMITTAL</h1> <p style="text-align: center;">Patent fees are subject to annual revision.</p>		<b>Complete If Known</b>																																																																																																																																																																									
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		Examiner Name	Suzanne D. Barrett																																																																																																																																																																								
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<b>1. ■ Payment Enclosed:</b> <b>(CHECK #50378)</b>  <input checked="" type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> Other  <input type="checkbox"/> Charge Any Additional Fee Required Under 37 C.F.R. §1.16 and 1.17.  <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27  <b>2. ■ The Commissioner is hereby authorized to charge any deficiency and credit any over payments to:</b>  Deposit Account Number: <u>02-4943</u>		<table border="1"> <thead> <tr> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr> <td colspan="6" style="text-align: center;"><b>MISCELLANEOUS</b></td> </tr> <tr> <td>1801</td> <td>\$780</td> <td>2801</td> <td>\$395</td> <td>Request for continued examination (RCE)</td> <td>\$</td> </tr> <tr> <td>1808</td> <td>\$180</td> <td></td> <td></td> <td>Submission of an IDS</td> <td>\$</td> </tr> <tr> <td>1814</td> <td>\$130</td> <td>2814</td> <td>\$65</td> <td>Statutory disclaimer</td> <td>\$</td> </tr> <tr> <td>8021</td> <td>\$40</td> <td></td> <td></td> <td>Recordation of assignment per property</td> <td>\$</td> </tr> <tr> <td colspan="6" style="text-align: center;"><b>TRADEMARK</b></td> </tr> <tr> <td>6001/7001</td> <td></td> <td></td> <td>\$335</td> <td>Application for registration, per class</td> <td>\$</td> </tr> <tr> <td>8002/7002</td> <td></td> <td></td> <td>\$100</td> <td>Amendment to Allege Use, per class</td> <td>\$</td> </tr> <tr> <td>6003/7003</td> <td></td> <td></td> <td>\$100</td> <td>Statement of Use, per class</td> <td>\$</td> </tr> <tr> <td>8004/7004</td> <td></td> <td></td> <td>\$150</td> <td>Request for six-month extension of time, per class</td> <td>\$</td> </tr> <tr> <td>6205/7205</td> <td></td> <td></td> <td>\$900</td> <td>\$9 affidavit, per class</td> <td>\$</td> </tr> <tr> <td>6208/7208</td> <td></td> <td></td> <td>\$200</td> <td>\$16 affidavit, per class</td> <td>\$</td> </tr> <tr> <td>6201/7201</td> <td></td> <td></td> <td>\$400</td> <td>Application for renewal, per class</td> <td>\$</td> </tr> <tr> <td>8403/7403</td> <td></td> <td></td> <td>\$100</td> <td>Ex parte appeal, per class</td> <td>\$</td> </tr> <tr> <td colspan="6" style="text-align: center;"><b>PETITION</b></td> </tr> <tr> <td>1462</td> <td></td> <td></td> <td>\$400</td> <td>Petitions to Director (Group I)</td> <td>\$</td> </tr> <tr> <td>1463</td> <td></td> <td></td> <td>\$200</td> <td>Petitions to Director (Group II)</td> <td>\$</td> </tr> <tr> <td>1464</td> <td></td> <td></td> <td>\$130</td> <td>Petitions to Director (Group III)</td> <td>\$</td> </tr> <tr> <td>1452</td> <td>\$500</td> <td>2452</td> <td>\$250</td> <td>Petitions to revive unavailably abandoned application</td> <td>\$</td> </tr> <tr> <td>1453</td> <td>\$1500</td> <td>2453</td> <td>\$750</td> <td>Petitions to revive unintentionally abandoned application</td> <td>\$</td> </tr> <tr> <td colspan="6" style="text-align: center;"><b>PATENT MAINTENANCE</b></td> </tr> <tr> <td>1551</td> <td>\$900</td> <td>2551</td> <td>\$450</td> <td>Due at 3.5 years</td> <td>\$</td> </tr> <tr> <td>1552</td> <td>\$2300</td> <td>2552</td> <td>\$1150</td> <td>Due at 7.5 years</td> <td>\$</td> </tr> <tr> <td>1553</td> <td>\$3600</td> <td>2553</td> <td>\$1900</td> <td>Due at 11.5 years</td> <td>\$</td> </tr> <tr> <td colspan="6">Other Fee (specify) _____ \$</td> </tr> <tr> <td colspan="6">Other Fee (specify) _____ \$</td> </tr> <tr> <td colspan="6">Other Fee (specify) _____ \$</td> </tr> </tbody> </table>		Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid	<b>MISCELLANEOUS</b>						1801	\$780	2801	\$395	Request for continued examination (RCE)	\$	1808	\$180			Submission of an IDS	\$	1814	\$130	2814	\$65	Statutory disclaimer	\$	8021	\$40			Recordation of assignment per property	\$	<b>TRADEMARK</b>						6001/7001			\$335	Application for registration, per class	\$	8002/7002			\$100	Amendment to Allege Use, per class	\$	6003/7003			\$100	Statement of Use, per class	\$	8004/7004			\$150	Request for six-month extension of time, per class	\$	6205/7205			\$900	\$9 affidavit, per class	\$	6208/7208			\$200	\$16 affidavit, per class	\$	6201/7201			\$400	Application for renewal, per class	\$	8403/7403			\$100	Ex parte appeal, per class	\$	<b>PETITION</b>						1462			\$400	Petitions to Director (Group I)	\$	1463			\$200	Petitions to Director (Group II)	\$	1464			\$130	Petitions to Director (Group III)	\$	1452	\$500	2452	\$250	Petitions to revive unavailably abandoned application	\$	1453	\$1500	2453	\$750	Petitions to revive unintentionally abandoned application	\$	<b>PATENT MAINTENANCE</b>						1551	\$900	2551	\$450	Due at 3.5 years	\$	1552	\$2300	2552	\$1150	Due at 7.5 years	\$	1553	\$3600	2553	\$1900	Due at 11.5 years	\$	Other Fee (specify) _____ \$						Other Fee (specify) _____ \$						Other Fee (specify) _____ \$					
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Typed or Printed Name	Robert E. Bushnell, Esq.	Reg. Number	27,774																																																																																																																																																																								
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R. E. BUSHNELL

03/08/2006 15:46 FAX 202 289 7100

P53821C (CPA / Small Entity) 6 February 2006

Applicant: RICHARD G. HYATT JR.

S.N.: 08/720,070

Filed: 27 September 1996

For: *ELECTROMECHANICAL CYLINDER PLUG.*

**Document(s) filed:**

1. Fifth Appeal Brief (Paper No. 88) (three copies)
2. Amendment under 37 C.F.R. §41.33(b)(1) (Paper No. 87)
2. Petition for a five-month extension of time (Paper No. 89)
3. Check #50378 for \$570.00 & Fee Transmittal

